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Attorneys for Plaintiff
G.G. Marck & Associates, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

G.G. Marck & Associates, Inc.,
Plaintiff,

v.

James Peng, Photo U.S.A.
Corporation, North American
Investments Corp., and Photo USA
Electronic Graphic, Inc.,
Defendants.

Case No. C 07 80222 MISC

**NOTICE OF STAY AND REQUEST
TO REMOVE PLAINTIFF'S
MOTION TO COMPEL FROM
CALENDAR PENDING APPEAL**

DATE: April 25, 2008
TIME: 9:00 a.m.
JUDGE: Hon. Jeffrey White

1 TO THE COURT, ALL PARTIES, AND ALL COUNSEL OF RECORD:
2 PLEASE TAKE NOTICE that on April 1, 2008, the United States District
3 Court for the Northern District of Ohio entered an Order of Stay of Execution
4 pending complete and final resolution of the parties' appeal and cross-appeal before
5 the Sixth Circuit Court of Appeals. Consequently, plaintiff G. G. Marck
6 respectfully requests that the Court take plaintiff's Motion to Compel currently set
7 for hearing on April 25, 2008, off calendar pending this appeal. G. G. Marck
8 makes this request without prejudice to re-notice this motion after appellate
9 proceedings have concluded.

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11 Dated: April 2, 2008

Schiff Hardin, LLP

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13 By:


Jeffrey V. Commisso
Attorneys for Plaintiff
G.G. Marck & Associates, Inc.

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